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2008 DEC 31 A 11: 46

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Law Office of
Eric Ring, JD, LLM
2335 Darby Road
Havertown, Pa 19083

610.789.4450
610.789.4449
eringlaw@comcast.net

LLM in Taxation

12/21/2008

Jeffery S. Jordan
Federal Election Commission
999 E. Street NW
Washington, DC 20463

Via Regular Mail and Facsimile (202) 219-3923

Re: Haverford Township Democratic Committee
MUR # 6088

Dear Mr. Jordan:

Attached please find the response of the Haverford
Township Democratic Committee to the complaint of Mr.
Van Luvender.

If you have any questions or concerns, please feel free to
contact me at your convenience.

Very truly yours,



Eric L. Ring

THE FEDERAL ELECTION COMMISSION

2008 DEC 31 A 11: 46

Richard Van Lavender, Complainant

Vs.

Haverford Township Democratic Committee, Respondent

MUR# 6088

RESPONSE

And Now Comes Respondent, the Haverford Township Democratic Committee to respond to the Complaint of Richard Van Lavender and in response thereto responds as follows:

1. Denied. The literature piece attached to the Complaint does contain the required campaign disclaimer. The literature piece qualifies as an Exempt Party Activity and therefore the statement at the bottom of the literature piece, appearing in at least 12-point font, separated and easily identified, states that the piece was "Paid for by the Haverford Township Democratic Committee".
2. Denied. If an additional response is deemed necessary, this paragraph charges that there is a violation of the Commonwealth of Pennsylvania election laws as to which the Federal Election Commission does not have jurisdiction.
3. Denied. The literature piece is a form of exempt expenditure which qualifies as a slate card or sample ballot. According to 11 CFR 110.140, "the payment by a State or *local committee of a political party of the costs of preparation, display, or mailing or other distribution incurred by such committee with respect to a printed slate card, sample ballot, palm card, or other printed listing(s) of three or more candidates for any public office for which an election is held in the state in which the committee is organized is not*

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an expenditure." (emphasis added). The literature piece is a listing of more than three candidates who were running for public office for an election being held during that election cycle and should not be considered an expenditure. In addition, if such answer is deemed necessary, the total funds expended for the entire literature piece was \$1,480.60 (see attached copy of the printing bill). The literature piece contained a listing of two federal candidate, two state candidates and one local candidate. The literature piece was distributed by local volunteers.

4. Denied. The subject website does not contain any political information on federal candidates nor does it raise funds for any federal candidate, as such the FEC does not have jurisdiction over the subject website. If further response is deemed necessary, upon examination, the Haverford Township Democratic Party webpage does not include a statement that the web page was paid for by the Haverford Township Democratic Committee. It is obvious that the Haverford Township Democratic Committee pays for its own web page and this alleged violation is de minimis. The statement that the Haverford Township Democratic Committee is paying for its own web site has been added to the web page.
5. Denied. If an additional response is deemed necessary, this paragraph charges that there is a violation of the Commonwealth of Pennsylvania election laws as to which the Federal Election Commission does not have jurisdiction..
6. The Haverford Township Democratic Party does not raise funds on behalf of federal candidates and therefore no disclaimer is required.

7. The Haverford Township Democratic Party does not raise funds on behalf of federal candidates and therefore is not required to list the limitations of contributions to federal candidates or committees.

WHEREFORE, Respondent respectfully requests that the Complaint be dismissed.

Respectfully submitted,
Law Office of Eric Ring

Date: 12/21/08

By: 

Eric L. Ring
Attorney for Respondent
Attorney ID: PA 77022
Law Office of Eric Ring
2335 Darby Road
Havertown, Pa 19083
(610) 789-4450 Voice
(610) 789-4449 Fax

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